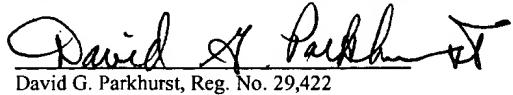




CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 4, 2004.


David G. Parkhurst, Reg. No. 29,422

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of

JAMES E. PARKER

Serial No. 09/752,712

Filed: December 28, 2000

For: DRUG TEST KIT

Examiner: Samuel P. Siefke

Group Art Unit: 1743

Docket No.: VTECH-48514

October 4, 2004

Los Angeles, California 90045

NOTICE OF APPEAL

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Appeals from the Examiner's Final Rejection dated June 2, 2004 and Advisory Action dated August 30, 2004 finally rejecting claims 15-16, 18, 20, 21 and 23. A request for a one-month extension of time is being filed currently herewith.

10/12/2004 MAHMED1 00000019 09752712

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170.00 OP

Our check in the amount of \$225.00 for the appeal and extension fee is enclosed.

Please charge any deficiency in fees or credit any overpayment to our Deposit Account No. 06-2425. A duplicate of this Notice is enclosed.

Respectfully submitted,

FULWIDER PATTON LEE & UTECHT, LLP

By:



David G. Parkhurst

Reg. No. 29,422

DGP/rvw

Encls.: Return Postcard

Request for Extension of Time
Check

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Serial No. 09/752,712
Client ID/Matter No. VTECH 48514